

*Laurel E. Babero*

Honorable Laurel E. Babero  
United States Bankruptcy Judge



Entered on Docket  
August 27, 2018

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*Attorneys for Metro MAGA, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
  
THE SPRINGS BUILDING, LLC,  
  
Debtor.

Case No. BK-S-18-12320-LEB  
Chapter 11

**ORDER GRANTING MOTION AND  
DISMISSING BANKRUPTCY CASE**

Date of Hearing: August 21, 2018  
Time of Hearing: 9:30 a.m.

On August 21, 2018, the Court conducted a hearing (“Hearing”) on the contested Motion to Dismiss; In the Alternative, Motion for Relief From the Automatic Stay Pursuant to 11 U.S.C. § 362(d) and to Waive the 14-Day Stay Under FED. R. CIV. P. 4001(a)(3) (the “Motion”), filed by Metro MAGA, LLC (“Movant”), successor-in interest to Western Alliance Bank doing business as Bank of Nevada, by and through its counsel, Richard F. Holley, Esq. and Mary Langsner, Ph.D., of the law firm Holley Driggs Walch Fine Wray Puzey & Thompson. Opposition to the Motion had been lodged by debtor The Springs Building, LLC (“Debtor”). At the August 21, 2018, Hearing, attorney Richard F. Holley, Esq. of the law firm Holley Driggs Walch Fine Wray Puzey

1 & Thompson appeared on behalf of Movant; attorney Nikoll Nikci, Esq. of the Law Offices of  
2 Michael F. Bohn, Esq. appeared on behalf of Debtor.

3 During the August 21, 2018, hearing, parties were given the opportunity to present  
4 argument regarding the issues raised by the contested Motion. After argument was completed, the  
5 Court issued its oral ruling. To the extent that the Court made findings of fact and conclusions of  
6 law in the course of its oral ruling on August 21, 2018, those findings of fact and conclusions of  
7 law are incorporated into this Order by this reference pursuant to FED. R. CIV. P. 52, made  
8 applicable in this contested matter pursuant to FED. R. BANKR. P. 9014(a) and (c) and 7052.

9 Based upon the record before the Court, and for the reasons stated on the record at the  
10 conclusion of the August 21, 2018, hearing, the Court, having reviewed and considered the papers  
11 and pleadings on file herein, and having heard the arguments of counsel, and with good cause  
12 appearing therefor, for the reasons stated on the record:

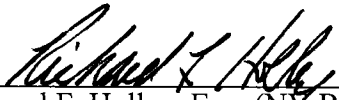
13 **IT IS ORDERED** that the Motion is **GRANTED**, and the chapter 11 bankruptcy case of  
14 Debtor The Springs Building, LLC is **DISMISSED**.

15 **IT IS FURTHER ORDERED** that, since the Court granted the Motion to Dismiss, it did  
16 not rule on the alternative request for relief from the automatic stay.

17 **IT IS SO ORDERED.**

18  
19 Prepared and submitted by:

20 **HOLLEY DRIGGS WALCH**  
21 **FINE WRAY PUZEY & THOMPSON**

22   
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**RULE 9021 CERTIFICATE**

In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

- ☐ The Court has waived the requirements set forth in LR 9021(b)(1).
- ☐ No party appeared at the hearing or filed an objection to the motion
- ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

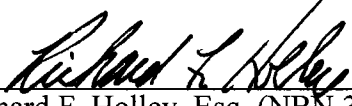
Nikoll Nikci, Esq.

**APPROVE**

*Attorneys for Debtor The Springs Building, LLC*

- ☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

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